

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Southern California Edison Company (U 338-E) for Approval of its 2004 Revenue Requirement and Related Estimates Under the Energy Resource Recovery Account (ERRA); and for a Commission Finding that its Procurement-Related and Other Operations were Reasonable for the Record Period September 1, 2001 Through June 30, 2003.

Application 03-10-022
(Filed October 3, 2003;
Petition for Modification
Filed December 23, 2005)

**ADMINISTRATIVE LAW JUDGE'S RULING
ON PETITION TO MAINTAIN CONFIDENTIALITY
OF IDENTIFIED INFORMATION
PURSUANT TO ORDERING PARAGRAPH 4 OF DECISION 05-01-054**

By its December 23, 2005 petition, Southern California Edison Company (SCE) seeks to maintain the confidentiality of the information currently protected by Decision (D.) 05-01-054 until the Commission establishes a consistent treatment of similar information among the major energy utilities in Rulemaking (R.) 05-06-040.¹

Pursuant to Ordering Paragraph 4 of D.05-01-054 and Commission Resolution ALJ-164, dated September 16, 1992, this petition should have been filed as a motion for consideration by the Law and Motion Judge and is being treated as such.

¹ The major energy utilities consist of Pacific Gas and Electric Company, SCE, and San Diego Gas & Electric Company.

There is no opposition to this motion. The grant of this motion would not materially change the requirements of D.05-01-054, because the proposed motion merely keeps confidential information sealed until the Commission establishes a consistent treatment of procurement information. However, a comparison of the confidential information in this proceeding with the information being considered in R.05-06-040 shows that the confidential status of all the information in this proceeding will not be resolved in the rulemaking proceeding.

Therefore, all information placed under seal in this proceeding shall remain sealed for up to an additional year not to exceed January 26, 2007. To the extent a decision is issued in R.05-06-040 that affects similar information sealed in this proceeding prior to January 26, 2007, such information shall be treated in conformance with that decision. All remaining sealed information in this proceeding on January 26, 2007 shall become public on that date. Consistent with Ordering Paragraph 4 of D.05-01-054, SCE may file a motion stating the justification for further withholding of the sealed information from public inspection.

Good cause appearing and pursuant to Ordering Paragraph 4 of Decision (D.) 05-01-054 and Resolution ALJ-164, **IT IS RULED** that:

1. The motion of Southern California Edison Company (SCE) to maintain confidentiality of identified information pursuant to Ordering Paragraph 4 of D.05-01-054 is granted.
2. To the extent that a decision is issued in Rulemaking 05-06-040 prior to January 26, 2007 that affects similar information sealed in this proceeding, such similar information shall be treated in conformance with that decision. All remaining sealed information in this proceeding on January 26, 2007 shall

become public on that date or on further order or ruling of the Commission or the Administrative Law Judge then designated as the Law and Motion Judge.

3. If SCE believes that further protection of sealed information is needed beyond January 26, 2007, it may file a motion stating the justification for further withholding of the sealed information from public inspection. This motion shall be filed no later than 30 days before January 26, 2007.

Dated April 10, 2006, at San Francisco, California.

/s/ DAVID K. FUKUTOME

David K. Fukutome
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling on Petition to Maintain Confidentiality of Identified Information Pursuant to Ordering Paragraph 4 of Decision 05-01-054 on all parties of record in this proceeding or their attorneys of record.

Dated April 10, 2006, at San Francisco, California.

/s/ ELIZABETH LEWIS

Elizabeth Lewis

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

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